

**\*\* NOTICE:** This is only a preliminary draft of the City-County Council agenda prepared by the Council staff pursuant to Sec. 161-5(b) and may not be complete. The President of the Council has not determined the order of business for this meeting pursuant to Sec. 151-71. The agenda will be final only when approved by the Council at the meeting.

**AGENDA**  
**CITY COUNTY COUNCIL**  
**AND THE**  
**INDIANAPOLIS POLICE, FIRE, AND SOLID WASTE COLLECTION**  
**SPECIAL SERVICE DISTRICT COUNCILS**

**April 30, 2007**

**7:00 P.M.**

- I. PRAYER AND PLEDGE OF ALLEGIANCE - Councillor Boyd and Reverend L. Bryant Parker, Witherspoon Presbyterian Church**
- II. ROLL CALL**
- III. INTRODUCTION OF GUESTS AND VISITORS**
  - A. Vice President**
- IV. OFFICIAL COMMUNICATIONS**
- V. ADOPTION OF AGENDA**
- VI. APPROVAL OF JOURNALS – April 16, 2007**
- VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 214, 2007 (Special Resolution)

INTRODUCED: 04/30/2007 BY: Councillors Boyd, Gibson, Conley and Sanders

REFERRED TO: Committee of the Whole

DIGEST: recognizes Tanya Detherage

PROPOSAL NO. 215, 2007 (Council Resolution)

INTRODUCED: 04/30/2007 BY: Councillors Sanders, Nytes, Moriarty Adams, Conley, Brown, Gray, Gibson, Mahern, Bateman, Abdullah, Boyd, Mansfield, Oliver and Pryor

REFERRED TO: Committee of the Whole

DIGEST: urges the City to establish language in bond financing documents that protects its public investment in the new convention center hotel from labor disputes

## **VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 187, 2007 (Council Resolution)

INTRODUCED: 04/16/2007 BY: Councillors Moriarty Adams, Gray, Conley and Brown

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appoints Christine Kerl, a probation officer, to the Marion County Community Corrections Advisory Board

COMMITTEE ACTION:

04/18/2007 Do Pass 8-0

PROPOSAL NO. 195, 2007 (Council Resolution)

INTRODUCED: 04/16/2007 BY: Councillors Gray, Conley, Sanders, Boyd, Gibson and Brown

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Tim Huber to the Common Construction Wage Committee for Decatur Township

COMMITTEE ACTION:

04/17/2007 Do Pass 8-0

## **VIII. INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 206, 2007 (General Ordinance)

INTRODUCED: 04/30/2007 BY: Councillors Sanders, Vaughn, Brown, Conley and Gray

REFERRED TO: Administration and Finance Committee

DIGEST: amends the Code for the purpose of creating a Mayor's Youth Council

PROPOSAL NO. 207, 2007 (General Resolution)

INTRODUCED: 04/30/2007 BY: Councillors Gray, Conley, Borst, Boyd, Cain, Gibson, Keller, Mahern, Nytes, Pfisterer and Sanders

REFERRED TO: Economic Development Committee

DIGEST: approves the Metropolitan Development Commission's determination of the West Washington Street Economic Development Area and the issuance of special taxing district bonds, notes or other obligations and other related matters

PROPOSAL NO. 208, 2007 (Fiscal Ordinance)

INTRODUCED: 04/30/2007 BY: Councillors Mahern, Nytes, Keller, Gray and Conley

REFERRED TO: Metropolitan Development Committee

DIGEST: approves an appropriation of \$1,220,000 in the 2007 Budget of the Department of Metropolitan Development (Federal Grants and Redevelopment General Funds) to provide funding for rental development projects for low income families and for support of Indianapolis emergency homeless shelters and to pay for demolition of the abandoned BOSMA building at 526 West 30th Street, financed by federal funds and funds in the United North West Area (UNWA) TIF account within the Redevelopment General Fund

PROPOSAL NO. 209, 2007 (Fiscal Ordinance)

INTRODUCED: 04/30/2007 BY: Councillors Mahern, Nytes, Keller, Gray and Conley

REFERRED TO: Metropolitan Development Committee

DIGEST: approves an appropriation of \$880,000 in the 2007 Budget of the Department of Metropolitan Development (Consolidated County Fund) to allocate funds from the Housing Trust Fund to provide financial assistance for low income individuals and families

## **VIII. INTRODUCTION OF PROPOSALS**

### **PROPOSAL NO. 210, 2007 (Fiscal Ordinance)**

INTRODUCED: 04/30/2007 BY: Councillors Mahern, Nytes, Keller, Conley and Gray

REFERRED TO: Metropolitan Development Committee

DIGEST: approves an appropriation of \$405,000 in the 2007 Budget of the Department of Metropolitan Development (Federal Grants Fund) to make necessary capital repairs to the Indiana Repertory Theater building, funded by program income generated in prior years by federal Urban Development Action Grants (UDAG)

### **PROPOSAL NO. 211, 2007 (Fiscal Ordinance)**

INTRODUCED: 04/30/2007 BY: Councillors Moriarty Adams, Brown and Conley

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$429,033 in the 2007 Budget of the Marion County Prosecutor (User Fee Diversion, Deferral Program Fee and County General Funds) to pay for staff salaries and benefits for certain employees in the Community Prosecution Division, to fund 2007 pay increases for grant-funded positions, and to purchase vehicles for the Adult Protective Services Unit, funded by fund balance, a bequest and a transfer between funds

### **PROPOSAL NO. 212, 2007 (General Ordinance)**

INTRODUCED: 04/30/2007 BY: Councillors Abdullah and Conley

REFERRED TO: Public Works Committee

DIGEST: authorizes parking meters on 11th Street near Dr. Martin Luther King, Jr. Street (District 15)

### **PROPOSAL NO. 213, 2007 (General Resolution)**

INTRODUCED: 04/30/2007 BY: Councillors Conley and Keller

REFERRED TO: Public Works Committee

DIGEST: authorizes a parking meter blackout on May 25, 2007 to encourage veterans and citizens to observe the 500 Festival Memorial Service on Monument Circle

### **PROPOSAL NO. 216, 2007 (General Ordinance)**

INTRODUCED: 04/30/2007 BY: Councillor Gray

REFERRED TO: Economic Development Committee

DIGEST: seeks approval of a petition to establish the Town of Fayette, in Boone County, Indiana, which proposed town is within four miles of the corporate boundaries of the consolidated city, pursuant to IC 36-5-1-7(a)

## **IX. SPECIAL ORDERS - PRIORITY BUSINESS**

### **PROPOSAL NOS. 217-219, 2007 (Rezoning Ordinances)**

INTRODUCED: 04/30/2007 BY: Councillor Mahern

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on April 19, 2007

## **IX. SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NO. 220, 2007 (Rezoning Ordinance)

INTRODUCED: 04/30/2007 BY: Councillor Mahern

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on April 19, 2007

PROPOSAL NOS. 221-226, 2007 (Rezoning Ordinances)

INTRODUCED: 04/30/2007 BY: Councillor Mahern

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on April 19, 2007

## **X. SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 189, 2007 (Fiscal Ordinance)

INTRODUCED: 04/16/2007 BY: Councillors Moriarty Adams, Brown, Gray, Conley, Sanders and Randolph

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an appropriation of \$373,081 in the 2007 Budget of the Marion County Justice Agency (State and Federal Grants and Law Enforcement Funds) to fund the operations of the Metro Drug Task Force through the end of 2007, funded by a grant awarded by the Indiana Criminal Justice Agency (\$142,419) and Law Enforcement Fund balance (\$230,662)

COMMITTEE ACTION:

04/18/2007 Do Pass 7-0

PROPOSAL NO. 191, 2007 (Fiscal Ordinance)

INTRODUCED: 04/16/2007 BY: Councillors Moriarty Adams, Brown, Conley, Sanders and Randolph

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an appropriation of \$9,872 in the 2007 Budget of the Marion County Sheriff (State and Federal Grants Fund) to purchase bullet proof vests, financed by a grant from the U.S. Department of Justice Bulletproof Vest Partnership

COMMITTEE ACTION:

04/18/2007 Do Pass 7-0

PROPOSAL NO. 192, 2007 (Fiscal Ordinance)

INTRODUCED: 04/16/2007 BY: Councillors Moriarty Adams, McWhirter, Brown, Gray, Conley, Sanders and Randolph

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an appropriation of \$425,000 in the 2007 Budget of the Department of Public Safety, Emergency Management Planning Division (Non-Lapsing Federal Grants Fund), to fund a United States Army federal training exercise that will simulate a terrorist attack in northern Marion County, financed by a grant from the U.S. Department of Homeland Security through the Indiana Department of Homeland Security

COMMITTEE ACTION:

04/18/2007 Do Pass As Amended 7-0

## **XI. SPECIAL ORDERS - UNFINISHED BUSINESS**

## **XII. SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 183, 2007 (Special Resolution)

INTRODUCED: 04/16/2007 BY: Councillors Mahern and Conley

REFERRED TO: Administration and Finance Committee

DIGEST: determines the need to lease approximately 70,000 square feet of space at 1200 South Madison Avenue for use by the Departments of Metropolitan Development and Public Works

COMMITTEE ACTION:

04/24/2007 Do Pass 5-0

PROPOSAL NO. 190, 2007 (Fiscal Ordinance)

INTRODUCED: 04/16/2007 BY: Councillors Moriarty Adams, McWhirter, Brown, Conley, Sanders, Gibson and Randolph

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$57,904 in the 2007 Budget of the Indianapolis Metropolitan Police Department (Federal Grants and Non-Lapsing Federal Grants Funds) to pay for salaries and cell phone expenses for the Victim Assistance Unit and to purchase cameras for the Indianapolis/Marion County Camera Project under the Buffer Zone Protection Plan

COMMITTEE ACTION:

04/18/2007 Do Pass 7-0

## **XIII. SPECIAL SERVICE DISTRICT COUNCILS**

## **XIV. NEW BUSINESS**

## **XV. ANNOUNCEMENTS AND ADJOURNMENT**

*The President*                      The docketed agenda for this meeting of Council having been completed, the Chair will now entertain motions for adjournment.

*President's Designee*              Mr. President.

*The President*                      The Chair recognizes Councillor Borst.

*The Councillor*                      Mr. President, I have been asked to offer the following motion for adjournment:

by Councillors Langsford and Pfisterer in memory of Ellis R. "Bob" Fowler.

by Councillors Gray, Conley and Boyd in memory of Kevin Holloway.

by Councillors Boyd, Randolph, Gray and Conley in memory of Osma Spurlock and Taylor L. Baker.

by Councillors Boyd and Conley in memory of Bob Martz.

by Councillor Moriarty Adams in memory of John Francis "Jack" McGinley.

by Councillor Randolph in memory of Annie D. Hatcher Cooley-Carson.

by Councillor Pfisterer in memory of Ann Marie Kelly-Hawkins, Ray Proffitt, Bertha Fahler, Bill G. Arnold and Robert Beaver.

Mr. President, I would like to move the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of those persons I have here specifically named. I respectfully ask the support of fellow Councillors. I further request that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action.

*The President*

Thank you, Councillor Borst. Hearing no objections, the motion is received and the requests are so ordered.

Hearing no further motions, we are adjourned.

## **XVI. PENDING PROPOSALS**

PROPOSAL NO. 345, 2006 (General Ordinance)

INTRODUCED: 06/05/2006 BY: Councillor Salisbury

REFERRED TO: Public Works Committee

DIGEST: amends the Revised Code, traffic operating restrictions, to regulate the use of any engine, compression, dynamic braking device, or mechanical exhaust device (often times referred to as a "Jake brake" or "jake braking")

COMMITTEE ACTION:

06/15/2006 Postponed until 6/29/2006 6-0

06/29/2006 Held for Further Study 9-0

07/27/2006 Postpone until 8/17/2006 7-0

08/17/2006 Postpone until 9/7/2006 8-0

11/09/2006 Tabled 7-0

PROPOSAL NO. 427, 2006 (General Ordinance)

INTRODUCED: 08/07/2006 BY: Councillors Franklin, Randolph, Keller and Gibson

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code with respect to training and employment opportunities for the underemployed, unemployed and for persons who have been previously incarcerated or suffered a felony conviction

COMMITTEE ACTION:

09/19/2006 Postpone until 10/10/2006 6-0

10/10/2006 Postpone until 10/31/2006 7-1

10/31/2006 Postpone until 12/19/2006 5-3

PROPOSAL NO. 577, 2006 (General Ordinance)

INTRODUCED: 10/30/2006 BY: Councillor Borst

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code by the addition of a new nonreverting fund to be known as the "Marion Superior Court Technology Fund"

COMMITTEE ACTION:

11/28/2006 Tabled 4-2

## **XVI. PENDING PROPOSALS**

### **PROPOSAL NO. 612, 2006 (General Ordinance)**

INTRODUCED: 11/13/2006 BY: Councillors Gray, Conley and Sanders

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends Article I, Chapter 192, Compensation of Elected Officials, of the Revised Code of the Consolidated City and County

COMMITTEE ACTION:

11/28/2006 Do Pass 3-2-1

12/18/2006 Tabled UVV

### **PROPOSAL NO. 636, 2006 (General Ordinance)**

INTRODUCED: 12/18/2006 BY: Councillors Franklin and McWhirter

REFERRED TO: Law Enforcement Consolidation Committee

DIGEST: amends certain sections of the Revised Code of the Consolidated City and County relating to the Consolidation of the Indianapolis Police Department and the law enforcement division of the Marion County Sheriff's Department

COMMITTEE ACTION:

04/25/2007 Postpone until 07/26/2007 8-0

### **PROPOSAL NO. 642, 2006 (General Ordinance)**

INTRODUCED: 12/18/2006 BY: Councillors Mahern, Pfisterer, Sanders and Conley

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to eliminate the time frame for prosecuting environmental cases, to amend open burning standards and add composting as an approved leaf disposal method, and to update state statute and department citations

COMMITTEE ACTION:

01/30/2007 Postpone until 2/13/2007 6-0

### **PROPOSAL NO. 21, 2007 (Council Resolution)**

INTRODUCED: 01/08/2007 BY: Councillors Moriarty Adams, Gray, Conley and Sanders

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appoints Robert Bingham to the Marion County Community Corrections Advisory Board

COMMITTEE ACTION:

01/10/2007 Postpone until 1/31/2007 5-0

01/31/2007 Postpone 6-0

### **PROPOSAL NO. 52, 2007 (Council Resolution)**

INTRODUCED: 01/29/2007 BY: Councillor Nytes

REFERRED TO: Economic Development Committee

DIGEST: reappoints Bruce Melchert to the City Market Corporation Board

COMMITTEE ACTION:

03/14/2007 Postpone 5-0

## **XVI. PENDING PROPOSALS**

### **PROPOSAL NO. 106, 2007 (Council Resolution)**

INTRODUCED: 03/05/2007 BY: Councillors Brown, Conley and Gray

REFERRED TO: Parks and Recreation Committee

DIGEST: appoints Debbie Grew to the Indianapolis Greenways Development Committee, as a representative of the Eagle Creek area

COMMITTEE ACTION:

03/29/2007 Postpone until 4/19/2004 6-0

### **PROPOSAL NO. 174, 2007 (General Ordinance)**

INTRODUCED: 03/26/2007 BY: Councillors Mansfield, Gray, Nytes, Pryor, Bateman, Conley and Sanders

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends Chapter 451, Weapons, of the Code and adds new sections restricting the use and discharge of weapons in the Consolidated City

COMMITTEE ACTION:

04/17/2007 Postpone until 5/22/2007 5-3

### **PROPOSAL NO. 176, 2007 (Council Resolution)**

INTRODUCED: 03/26/2007 BY: Councillor Plowman

REFERRED TO: Economic Development Committee

DIGEST: supports the restoration of competition within agricultural biotechnology markets

### **PROPOSAL NO. 182, 2007 (Council Resolution)**

INTRODUCED: 03/26/2007 BY: Councillor Borst

REFERRED TO: Rules and Public Policy Committee

DIGEST: establishes a special committee to investigate the Indianapolis Star's allegations against Councillor Monroe Gray

### **PROPOSAL NO. 184, 2007 (Council Resolution)**

INTRODUCED: 04/16/2007 BY: Councillor Franklin

REFERRED TO: Economic Development Committee

DIGEST: appoints Joseph Williams to the Lawrence Economic Development Commission

### **PROPOSAL NO. 185, 2007 (Council Resolution)**

INTRODUCED: 04/16/2007 BY: Councillors Abdullah and Conley

REFERRED TO: Economic Development Committee

DIGEST: appoints Eric Essley to the Speedway Economic Development Commission

### **PROPOSAL NO. 186, 2007 (Fiscal Ordinance)**

INTRODUCED: 04/16/2007 BY: Councillors Nytes, Conley, Gray and Gibson

REFERRED TO: Economic Development Committee

DIGEST: approves an increase of \$25,000 in the 2007 Budget of the Office of Finance and Management (Landmark Building Preservation Fund) to pay for re-roof repairs of the Indiana Repertory Theater



## **XVI. PENDING PROPOSALS**

### **PROPOSAL NO. 193, 2007 (Fiscal Ordinance)**

**INTRODUCED:** 04/16/2007 BY: Councillors Franklin, Oliver and Randolph

**REFERRED TO:** Public Safety and Criminal Justice Committee

**DIGEST:** approves an increase of \$17,550 in the 2007 Budget of the Department of Public Safety, Animal Care and Control Division (Consolidated County Fund), to purchase dog beds and mobile cat cages for the animal shelter and pay for bus and billboard advertising for a public awareness campaign, financed by private donations and a transfer between characters

**COMMITTEE ACTION:**

04/18/2007 Postpone until 5/2/2007 8-0

### **PROPOSAL NO. 194, 2007 (General Ordinance)**

**INTRODUCED:** 04/16/2007 BY: Councillor Moriarty Adams

**REFERRED TO:** Public Works Committee

**DIGEST:** authorizes intersection controls at Audubon Road and 13th Street (District 17)

### **PROPOSAL NO. 196, 2007 (Council Resolution)**

**INTRODUCED:** 04/16/2007 BY: Councillors Gray, Brown, Conley and Sanders

**REFERRED TO:** Rules and Public Policy Committee

**DIGEST:** appoints Lettie Oliver to the Council's County Salary Recommendation Panel

**COMMITTEE ACTION:**

04/17/2007 Postpone until 5/1/2007 8-0